

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

ERIC WARE,

V. PLAINTIFF.

GUY PIERCE,
NEDRA CHANDLER, and
CAROLE O'Neal,

DEFENDANTS.

)
) APPEAL FROM THE UNITED STATES
) DISTRICT COURT FOR THE NORTHERN
) DISTRICT OF ILLINOIS.

)
) No. 08-C-50064
)
) FREDERICK J. KAPALA
) Judge
)
)
)

NOTICE OF APPEAL

Notice is hereby given that Eric Ware, hereby Appeal to the United States Court of Appeals for the Seventh Circuit from the final decision of this Court entered in the above captioned case on the 6th day of June, 2008.

FILED
Chicago

AUG 1 2008 *mb*

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

Eric Ware
ERIC WARE R-32516
DIXON CORRECTIONAL CENTER
2600 N. Brinton Ave.
DIXON, IL 61021
7/27/08

FILED
Rockford

AUG 21 2008

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

Eric Laine R32516
 2600 N. Brinton Ave
 Dixon, IL 61021 Rockford

This Correspondence Is From
 An Inmate Of The Illinois
 Dept Of Corrections



United States District Court

219 S. Dearborn St.
 Chgo, IL 60604

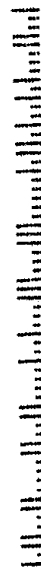
Legal Mail

RECEIVED

AUG 01 2008

MICHAEL V. DOBBINS
 U.S. DISTRICT COURT

60604+1702-93 C01A



SEVENTH CIRCUIT COURT OF APPEALS INFORMATION SHEET

Include the names of all plaintiffs (petitioners) and defendants (respondents) who are parties to the appeal. Use a separate sheet if needed.

NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION DOCKET NUMBER: 08v50064

PLAINTIFF (Petitioner)

v.

DEFENDANT (Respondent)

Eric Ware(Appellant)	Guy Pierce et al.
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(Use separate sheet for additional counsel)

PETITIONER'S COUNSEL		RESPONDENT'S COUNSEL	
Name	Eric Ware R-32516	Name	
Firm	PRO SE	Firm	None Of Record
Address	Dixon - DIX P.O. Box 1200 Dixon, IL 61021	Address	
Phone		Phone	

Other Information			
District Judge	Frederick J. Kapala	Date Filed in District Court	4/14/2008
Court Reporter	Mary Lindbloom	Date of Judgment	6/6/2008
Nature of Suit Code	555 Civil Rights(Prison Con.)	Date of Notice of Appeal	8/21/2008

COUNSEL:

Appointed

☐

Retained

☐

Pro Se

☒

FEE STATUS:

Paid

☐

Due

☐

IFP

☐

IFP Pending

☒

U.S.

☐

Waived

☐

Has Docketing Statement been filed with the District Court Clerk's Office?

Yes

☐

No

☒

If State/Federal Habeas Corpus (28 USC 2254/28 USC 2255), was Certificate of Appealability:

Granted

☐

Denied

☐

Pending

☐

If Certificate of Appealability was granted or denied, date of order: _____

If defendant is in federal custody, please provide U.S. Marshall number (USM#): _____

IMPORTANT: THIS FORM IS TO ACCOMPANY THE SHORT RECORD SENT TO THE CLERK OF THE U.S. COURT OF APPEALS PURSUANT TO CIRCUIT RULE 3(A). Rev 04/01

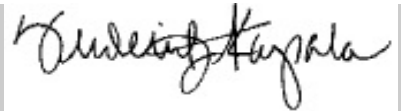
United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	FREDERICK J. KAPALA	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	08 C 50064	DATE	June 6, 2008
CASE TITLE	Eric Ware (#R-32516) vs. Guy Pierce, et al.		

DOCKET ENTRY TEXT:

By Minute Order of May 2, 2008, the court denied the plaintiff's motion for reconsideration and ordered him to pay the full \$350.00 filing fee pursuant to 28 U.S.C. § 1915(g). Although forewarned of the consequences, the plaintiff has failed to remit the statutory filing fee as directed. The complaint is accordingly dismissed and the case is terminated. The plaintiff's motions for appointment of counsel [#3], to supplement his complaint [#4], and for a preliminary injunction [#5] are denied as moot. However, having brought this action, the plaintiff nevertheless remains obligated to pay the full filing fee. *See* 28 U.S.C. § 1915(b)(1); *Sloan v. Lesza*, 181 F.3d 857, 859 (7th Cir. 1999). Before pursuing any future litigation, the plaintiff must pay any outstanding fees.

■ [Docketing to mail notices.]



mjm

United States District Court
Northern District of Illinois
 Western Division

Eric Ware

JUDGMENT IN A CIVIL CASE

v.

Case Number: 08 C 50064

Guy Pierce, et al.

- ☐ Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury rendered its verdict.
- ☒ Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED that by Minute Order of May 2, 2008, the court denied the plaintiff's motion for reconsideration and ordered him to pay the full \$350.00 filing fee pursuant to 28 U.S.C. § 1915(g). Although forewarned of the consequences, the plaintiff has failed to remit the statutory filing fee as directed. The complaint is accordingly dismissed and the case is terminated. The plaintiff's motions for appointment of counsel [#3], to supplement his complaint [#4], and for a preliminary injunction [#5] are denied as moot. However, having brought this action, the plaintiff nevertheless remains obligated to pay the full filing fee. *See* 28 U.S.C. §1915(b)(1); *Sloan v. Lesza*, 181 F.3d 857, 859 (7th Cir. 1999). Before pursuing any future litigation, the plaintiff must pay any outstanding fees.

Michael W. Dobbins, Clerk of Court

Date: 6/6/2008

 /s/ Susan Wessman, Deputy Clerk

APPEAL, MAHONEY, PC, TERMED

United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 3.2.1 (Rockford)
CIVIL DOCKET FOR CASE #: 3:08-cv-50064
Internal Use Only

Ware v. Pierce et al
Assigned to: Honorable Frederick J. Kapala
Referred to: Honorable P. Michael Mahoney
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/14/2008
Date Terminated: 06/06/2008
Jury Demand: Plaintiff
Nature of Suit: 555 Civil Rights (Prison Condition)
Jurisdiction: Federal Question

Plaintiff**Eric Ware**

represented by **Eric Ware**
R-32516
Dixon - DIX
P.O. Box 1200
Dixon, IL 61021
PRO SE

V.

Defendant

Guy Pierce
Deputy Director

Defendant

Nedra Chandler
Warden

Defendant

Neal
Law Librarian

Defendant**Roger E Walker, Jr****Service List**











represented by **Illinois Department of Corrections**
100 West Randolph, Suite 4-200
Chicago, IL 60601
ATTORNEY TO BE NOTICED







Prisoner Correspondence - Internal Use

Only

Email: Prison1_ILND@ilnd.uscourts.gov

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/14/2008	 1	RECEIVED Complaint and 2 copies by Eric Ware (pg,) (Entered: 04/16/2008)
04/14/2008	 2	CIVIL Cover Sheet (pg,) (Entered: 04/16/2008)
04/14/2008	 3	MOTION by Plaintiff Eric Ware to appoint counsel, MOTION by Plaintiff Eric Ware for leave to proceed in forma pauperis (pg,) (Entered: 04/16/2008)
04/14/2008	 4	MOTION by Plaintiff Eric Ware for Supplemental Pleading (pg,) (Entered: 04/16/2008)
04/14/2008	 5	MOTION by Plaintiff Eric Ware for preliminary injunction (pg,) (Entered: 04/16/2008)
04/14/2008	 6	THIS matter is referred to the Honorable P. Michael Mahoney pursuant to Internal Operating Procedure 11(d) (pg,) (Entered: 04/16/2008)
04/22/2008	 6	MINUTE entry before Judge Honorable Frederick J. Kapala: The plaintiff having "struck out" pursuant to 28 U.S.C. § 1915(g), he is denied leave to proceed in forma pauperis 3 . The plaintiff must pay the full statutory filing fee of \$350 within fifteen days of the date of this order. Failure to pay the \$350 filing fee within fifteen days will result in summary dismissal of this case. See N.D. Ill. Local Rule 3.3(e).[For further details see text below.] Docketing mailed notice (pg,) (Entered: 04/22/2008)
04/29/2008	 7	MOTION by Plaintiff Eric Ware to Alter or Amend Judgment on motion for leave to proceed in forma pauperis,,, terminate motions,, 6 (pg,) (Entered: 04/29/2008)
05/02/2008	 8	MINUTE entry before Judge Honorable Frederick J. Kapala: The plaintiff's motion to alter or amend judgment 7 is denied. The court remains satisfied that the plaintiff has "struck out" pursuant to 28 U.S.C. § 1915(g). Failure to pay the \$350 filing fee within fifteen days will result in summary dismissal of this case. See N.D. Ill. Local Rule 3.3(e).[For further details see text below.]Docketing mailed notice (pg,) (Entered: 05/02/2008)
06/06/2008	 9	MINUTE entry before the Honorable Frederick J. Kapala: Civil case terminated. : By Minute Order of May 2, 2008, the court denied the plaintiff's motion for reconsideration and ordered him to pay the full \$350.00 filing fee pursuant to 28 U.S.C. § 1915(g). Although forewarned of the consequences, the plaintiff has failed to remit the statutory filing fee as directed. The complaint is accordingly dismissed and the case is terminated. The plaintiff's motions for appointment of counsel # 3 , to supplement his complaint # 4 , and for a preliminary injunction # 5 are denied as moot. However, having brought this action, the plaintiff nevertheless remains obligated to pay the full filing fee. See 28 U.S.C. §1915(b)(1); Sloan v. Lesza, 181 F.3d 857, 859 (7th Cir. 1999). Before pursuing any future litigation, the plaintiff must pay any outstanding fees. Docketing mailed notice (jat,) (Entered: 06/06/2008)

06/06/2008	 10	ENTERED JUDGMENT Signed by the Court Clerk for Honorable Frederick J. Kapala on 6/6/2008:(jat,) (Entered: 06/06/2008)
07/07/2008	 11	MOTION by Plaintiff Eric Ware for extension of time to file an Appeal (pg,) (Entered: 07/07/2008)
07/07/2008	 12	MINUTE entry before the Honorable Frederick J. Kapala: Plaintiff's motion for extension of time to appeal 11 is granted. The time to file plaintiff's notice of appeal is extended to August 1, 2008, pursuant to Rule 4(a)(5) of the Federal Rules of Appellate Procedure.Docketing mailed notice (pg,) (Entered: 07/08/2008)
07/08/2008	 13	MINUTE entry before the Honorable Frederick J. Kapala: Pursuant to Rule 60(a) of the Federal Rules of Civil Procedure, the court's minute orders of April 22, 2008, and May 2, 2008, are modified to reflect the additional strikes listed below. [For further details see text below.] Docketing mailed notice (jat,) (Entered: 07/09/2008)
08/01/2008	 14	NOTICE of appeal by Eric Ware regarding orders 9 , 10 (pg,) (Entered: 08/21/2008)
08/01/2008	 15	MOTION by Plaintiff Eric Ware for leave to appeal in forma pauperis (pg,) (Entered: 08/21/2008)